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10/072,145REMARKS

Claims 1-10 and 26-33 remain in the application.
Claims 11-25 have been cancelled.

By this amendment, applicants have amended claims 7, 10, 32, and 33 to more particularly point out and distinctly claim the subject matter that applicants regard as their invention. Also, claim 26 has been amended to correct a typographical error. Additionally, claim 11 has been cancelled without prejudice as to the subject matter claimed therein.

Claim 26 was objected to in view of typographical error. Applicants have amended claim 26 to correct the typographical error. Applicants further appreciate the Examiner's assistance in pointing out this minor informality.

Claims 7 and 32 were rejected under 35 U.S.C. §112, second paragraph as being indefinite for failing to particularly point out and distinctly claim the subject matter that applicants regard as their invention. In particular, there was no limitation within either claim describing or identifying a second dielectric layer and its relationship to the first and third dielectric layers.

Applicants have amended claims 7 and 32 to eliminate reference to a "third dielectric layer" replacing it with a "layer of material". With this amendment applicants respectfully submit that claims 7 and 32 now meet the requirements of §112, second paragraph.

Claims 10, 11, and 33 were rejected under 35 U.S.C. §112, second paragraph as being indefinite for failing to

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particularly point out and distinctly claim the subject matter that applicants regard as their invention. Claim 11 has been cancelled by this amendment. Claims 10 and 33 have been amended to call for the layer of material to comprise polycrystalline silicon. With these changes, applicants respectfully believe that claims 10 and 33 now meet the requirements of §112, second paragraph.

In view of the above, it is believed that the claims are allowable, and the case is now in condition for allowance, which action is earnestly solicited.

Respectfully submitted,

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